

PHARMACY EXAMINING BOARD  
REGULAR MEETING  
JANUARY 12, 2000

MEMBERS PRESENT: Dan Luce, RPh; Charlotte Rasmussen; Sue Sutter, RPh; Michael Bettiga, RPh; John Bohlman, RPh; Cynthia Benning, RPh; Georgina Forbes

LEGAL COUNSEL: William Black

STAFF PRESENT: Patrick D. Braatz, Karen Rude-Evans

GUESTS: Jeff Langer, Osco Drug; Mike Haas, Knoll Pharmacy Co.; John Benske and Scott Whitmore, PSW; Mary Gurney; Jeanine Mount and Jamie Statz, UW School of Pharmacy; Carrie Boechelman, UW-Physicians Plus Pharmacy; Melissa Jarvey, Dana Uhler, Stephen Herbst, Rachel Thomas, Kathee Jantzi, and Darcy Remtur, DPH-3; Bart Clark

CALL TO ORDER

Chair Dan Luce called the meeting to order at 9:04 a.m.

APPROVAL OF AGENDA

Amendments: Notice of Petition for Summary Suspension for Mark Anderson  
PSW Board Regional Meeting presented by Scott Whitmore, PSW  
Request for unlimited license for James Moore, RPh will not be presented

MOTION: Charlotte Rasmussen moved, seconded by Michael Bettiga, to approve the agenda as amended. Motion carried unanimously.

ELECTION OF OFFICERS

MOTION: Charlotte Rasmussen moved, seconded by Sue Sutter, to nominate John Bohlman for Chair. Motion carried unanimously.

John Bohlman took over the Chair at this time.

MOTION: Cynthia Benning moved, seconded by Charlotte Rasmussen, to nominate Sue Sutter for Vice Chair. Motion carried unanimously.

MOTION: Sue Sutter moved, seconded by Michael Bettiga, to nominate Georgina Forbes as Secretary. Motion carried unanimously.

Legislative Liaison - John Bohlman, DOE Monitoring Liaison – Dan Luce, IPP Liaison – Dan Luce, CSB Liaison – Cynthia Benning, Internship Board Member Liaisons – Cynthia Benning and Sue Sutter, Screening Panel – Cynthia Benning, Georgina Forbes and John Bohlman, Digest

Advisor – Sue Sutter, SCAODA – Charlotte Rasmussen, Exam Committee Chair – John Bohlman

#### APPROVAL OF MINUTES

Amendments: On page 3, the heading starting with “WPS REQUEST...”, change WPS to PSW. Change WPS to PSW in the first sentence under that heading.

MOTION: Michael Bettiga moved, seconded by Charlotte Rasmussen, to approve the minutes of December 7, 1999. Motion carried unanimously.

#### SECRETARY CUMMINGS

Secretary Cummings was not available to address the Board.

#### PUBLIC HEARING ON PROPOSED RULES RELATING TO THE AUTOMATED DISPENSING OF PRESCRIPTION DRUGS

Steve Rough, RPh, from the UW Health Pharmacy, was the only speaker. The UW Health Pharmacy supports the proposed rule but is concerned with the reporting requirements.

#### REPORT ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES

This report is informational.

#### DISTRIBUTOR REQUESTS

MOTION: Dan Luce moved, seconded by Charlotte Rasmussen, to approve the distributor requests for Medic/Prn Life Support Services, Waukesha; McKesson Drug Co., OR; Bio-Med Plus, Inc., FL; McKesson Hboc, IL; Metro Park Warehouses, Inc., MO; Amerisource Corp., KY; Mediq/Prn Life Support Services, Greenville; and Mediq/Prn Life Support Services, Monona. Motion carried unanimously.

#### DISCUSSION OF A PRESCRIPTION MONITORING SYSTEM

Cynthia Benning discussed the possibility of establishing this type of system in Wisconsin. Indiana has this type of system and may be a model to follow. Establishing a state prescription monitoring program should be an agenda item for the next meeting.

#### PRESENTATION OF PROPOSED STIPULATIONS

Attorney Arthur Thexton presented a proposed stipulation for Mark G. Anderson. Mr. Anderson appeared with his attorney, Hal Harlowe. Attorney Thexton also presented an order fixing costs for Michael S. Ivey, RPh, and a proposed stipulation for Craig R. Osness, RPh.

## DOUBLE-BLIND RANDOMIZED TEST OF METHYLPHENIDATE FOR ALLEVIATION OF FATIGUE AND LETHARGY ASSOCIATED WITH INTERFERON ALPHA 2B

The Board has no objections to this study as presented.

### PRACTICE QUESTIONS

In response to a letter from Chris Klink, RPh, Beloit Memorial Hospital, the pharmacy license covers emergency room patients and prescriptions can be dispensed to emergency room patients being discharged. In response to a letter from Marilyn B. Getlinger, RPh, a pharmacist may elect to work as a pharmacy technician, but will still be subject to the rules and regulations of a pharmacist as long as their license is current.

### SURECOUNT DIGITAL SCALE BY NOVOTEC

The Board does not certify scales. All pharmacy scales must comply with a Class 3 Balance as referenced in the National Bureau of Standards Handbook 44, unless the pharmacy requests a variance. This rule may need to be reviewed in the future.

### REPORT OF PHARMACY INTERSHIP BOARD

Cynthia Benning stated the Internship Board is scheduled to meet January 26, 2000.

### REPORT OF CONTROLLED SUBSTANCES BOARD

There is no report since the last Board meeting.

### PSW BOARD REGIONAL MEETING

Scott Whitmore, a PSW representative, said the PSW wants to broaden its presence to its members by having regional conferences, and would like the Pharmacy Examining Board (PEB) to participate. The meeting is scheduled for late February, but can be moved back to late May or early June to allow the PEB to participate. The PEB suggested moving the meeting to late May.

MOTION: Sue Sutter moved, seconded by Dan Luce, to have the Pharmacy Examining Board participate in the PSW regional meeting. Motion carried unanimously.

MOTION: Dan Luce moved, seconded by Georgina Forbes, to reschedule the May Pharmacy Examining Board meeting to May 17, 2000. The screening committee will meet concurrently with the exam in the morning, and the Board meeting will convene after the exam. Motion carried unanimously.

### REGULATORY DIGEST

The Regulatory Digest is scheduled to be published in February. The change in officers and member Michael Bettiga will be added. Sue Sutter will review the draft.

## RECESS TO CLOSED SESSION

MOTION: Sue Sutter moved, seconded by Georgina Forbes, to recess to closed session pursuant to Chapter 19.85(1)(a), (b), (f) and (g), Wis. Stats., for the purpose of deliberation on Proposed Stipulations, deliberation on an Order Fixing Costs, review a request to retake patient consultation examination, consideration of 3-month stays of suspension and change in Board Orders, review of case status report and consulting with legal counsel. Roll call vote: John Bohlman – yes, Charlotte Rasmussen – yes, Sue Sutter – yes, Michael Bettiga – yes, Dan Luce – yes, Cynthia Benning – yes, Georgina Forbes – yes. Motion carried unanimously.

Open session recessed at 11:25 a.m.

## RECONVENE IN OPEN SESSION

MOTION: Dan Luce moved, seconded by Michael Bettiga, to reconvene in open session. Motion carried unanimously.

Open session reconvened at 1:10 p.m.

## VOTING ON ITEMS CONSIDERED/DELIBERATED ON IN CLOSED SESSION

### PROPOSED STIPULATIONS

MOTION: Dan Luce moved, seconded by Michael Bettiga, to accept Proposed Stipulation in the Matter Concerning Richard M. McKinney, RPh. Motion carried unanimously.

MOTION: Cynthia Benning moved, seconded by Dan Luce, to accept the Proposed Stipulation in the Matter Concerning Gregory A. Nelson, RPh. Motion carried unanimously.

MOTION: Dan Luce moved, seconded by Cynthia Benning, to accept the Proposed Stipulation and Interim Order in the Matter Concerning Mark G. Anderson, RPh. Michael Bettiga and John Bohlman abstained. Motion carried.

MOTION: Michael Bettiga moved, seconded by Georgina Forbes, to accept the Proposed Stipulation in the Matter Concerning Craig R. Osness, RPh. Sue Sutter abstained. Motion carried.

### ORDER FIXING COSTS

MOTION: Cynthia Benning moved, seconded by Charlotte Rasmussen, to accept the Order Fixing Costs in the Matter Concerning Michael S. Ivey, RPh. Motion carried unanimously.

## REQUEST TO RETAKE THE PATIENT CONSULTATION EXAM

MOTION: Dan Luce moved, seconded by Michael Bettiga, to allow Thomas Barnes to retake the patient consultation exam. Motion carried unanimously.

### 3- MONTH STAYS/CHANGES IN BOARD ORDERS

MOTION: Dan Luce moved, seconded by Cynthia Benning, to grant a 3-month stay of suspension to David Kleingartner, RPh, but deny the additional hours. Motion carried unanimously.

MOTION: Dan Luce moved, seconded by Michael Bettiga, to grant a 3-month stay of suspension to John R. Schmitt, RPh. Motion carried unanimously.

MOTION: Georgina Forbes moved, seconded by Charlotte Rasmussen, to grant a 3-month stay of suspension and the change in the Board Order to Ralph Koch, RPh. Motion carried unanimously.

MOTION: Dan Luce moved, seconded by Georgina Forbes, to grant a 3-month stay of suspension and change in Board Order to Gregory J. Kujawa, RPh. Motion carried unanimously.

MOTION: Cynthia Benning moved, seconded by Dan Luce, to grant a 3-month stay of suspension but deny the change in the Board Order to John Litzenberg, RPh. Motion carried unanimously.

MOTION: Dan Luce moved, seconded by Georgina Forbes, to grant a 3-month stay of suspension and grant 16 hours to Craig Moon, RPh. The 16 hours are at the discretion of the employer, hours cannot be consecutive and Mr. Moon cannot open and close the same day. Motion carried unanimously.

### CASE STATUS REPORT

MOTION: Dan Luce moved, seconded by Sue Sutter, to close complaint 99 PHM 46 for insufficient evidence. Motion carried unanimously.

### ADJOURNMENT

MOTION: Sue Sutter moved, seconded by Dan Luce, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 3:21 p.m.

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